

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

FILED '09 APR 08 12:18 USDC-ORP

MANUEL A. YBARRA, JR,

CV# 06-807-HU

Plaintiff,

v.

ORDER GRANTING
ATTORNEY FEES UNDER
42 U.S.C. § 406(b)

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant.

Attorneys' fees in the amount of \$5963.63 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds that this is a reasonable fee in light of the circumstances in this case. Previously, this court awarded Plaintiff attorney fees in the amount of \$3420.68 under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412. When issuing the 406(b) check for payment to Plaintiff's attorney, the agency is directed to subtract the amount previously awarded under the EAJA and send Plaintiff's attorneys the balance of \$2542.95, minus any applicable processing fees as allowed by statute.

Dated this 7 day of April, 2009


U.S. Magistrate Judge

Presented by:
Kimberly K. Tucker
Swanson, Thomas & Coon